

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA,	§	
Plaintiff,	§	
	§	3:19-CR-452-X
v.	§	
	§	
BRIAN CARPENTER (1)	§	
JERRY HAWRYLAK (2)	§	
	§	
Defendants.	§	

ORDER GRANTING DEFENDANT'S UNOPPOSED
MOTION TO CONTINUE TRIAL

Before the Court is the Defendant's Unopposed Motion to Continue Trial (the "Motion") (Doc. No. 69), filed on February 18, 2022. The Court finds that the ends of justice served by granting the continuance outweigh the best interests of the public and the defendants in a speedy trial, and that failure to grant such a continuance might result in a miscarriage of justice. *See* 18 U.S.C. § 3161(h)(7)(A), (B)(i).

The Court finds that counsel needs additional time to review discovery and effectively prepare for trial in this case. The existing trial date in this case of May 9, 2022 would deny counsel for the defendants the reasonable time necessary for effective preparation of the defense. 18 U.S.C. § 3161(h)(7)(B). The likely result would be an inability to continue the proceeding and a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(B)(i). Therefore, the Court **GRANTS** the Motion.

Accordingly, it is **ORDERED** that the trial of the case is reset from **May 9, 2022** to **Monday, October 3, 2022 at 9:00 a.m.** The period of delay shall be excluded in computing the time within which the trial must commence. Further, the Court finds that in the interest

of justice, this case shall be tried together with all co-defendants, pursuant to 18 U.S.C. § 3161(h)(6).

Pretrial motions must be filed no later than **July 8, 2022** and all responses, including responses to any previously pending motions, no later than **July 15, 2022**.

Requested voir dire questions, proposed jury instructions, witness lists (with witnesses designated as “custodial,” “expert,” or “fact,” as well as “probable” or “possible”), exhibit lists (with copies of exhibits furnished to the Court), and motions in limine must be filed no later than **September 23, 2022**.

Pretrial Conference is hereby scheduled for **September 26, 2022 at 10:00 a.m.** The defendant need not be present for the Pretrial Conference.

Signed this 24th day of February, 2022.



BRANTLEY STARR
UNITED STATES DISTRICT JUDGE